

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

WITNESS AND EXHIBIT LIST

| | |
|--|--|
| Case No: 24-40605 | Name of Debtor: Remarkable Healthcare of Carrollton LP, et al. |
| | |
| <u>WITNESSES:¹</u> | |
| 1. John McPike | Judge: Brenda T. Rhoades |
| 2. Lurie Beth McPike. | Courtroom Deputy: |
| 3. Josh Kilgore | Hearing Date: April 25, 2024 |
| 4. Andy Rye | Hearing Time: 1:30 p.m. (CST) |
| 5. Patient Care Ombudsman | |
| 6. Any witness designated by any other party | |
| | Party's Name: KRS Carrollton LLC et al. |
| | Attorney's Name: Jeff Carruth |
| | Attorney's Phone: 713-341-1158 |
| | Attorney's email: jcarruth@wkpz.com |
| | Nature of Proceeding: <i>See list below.</i> |
| | |
| | |
| <u>List regarding Nature of the Proceeding:</u> | |
| Show cause hearing Docket No. 083 | |

¹ Debtor reserves the right to amend and/or supplement this designation prior to the hearing(s), and to seek relief from the Court as might be necessary.

EXHIBITS

| KRS-xx Exhibits -- Remarkable Ch. 33 / 2024 | | | | | |
|---|------------|---|-------|--------|-------|
| TAB## | EXH## K | Description | Offer | Object | Admit |
| Complaint | 1 | 4/3/24 Letter from CMS to Remarkable Health Care | | | |
| Complaint | 2 | KRS Assignment of Lease and Lease Agreement | | | |
| Complaint | 3 | Medical Literature re: Transfer Trauma/Relocation Stress Syndrome | | | |
| Complaint | 4 | Affidavit/Verification of KRS Principal | | | |
| Complaint | 5 | WFAA Transcript of Interview and Article re: Facility Closure | | | |
| Complaint | 6 | State Operations Manual Excerpt (Severity of Deficiencies) | | | |
| Complaint | 7 | CMS Example Notice Letters (other immediate jeopardy cases) | | | |
| Complaint | 8 | 4/8/24 Letter from Liz Boydston to CMS | | | |
| Complaint | 9 | Temporary Restraining Order against CMS by Hon. Robert Junnell | | | |
| Complaint | 10 | Temporary license from HHSC to WWHD | | | |
| Complaint | 11 | Affidavits of Remarkable residents and family members | | | |
| Complaint | 12 | NoA Tharpe | | | |
| Complaint | 13 | 20240405 Liz Boydston email | | | |
| Complaint | 14 | FW_Remarkable email | | | |
| Complaint | 15 | FW_Remarkable email | | | |
| Complaint | 16 | KRS v. CMS - Texas HHSC inquiry | | | |
| Attached | 17 | 348-350696-24 Defs Suggestion of Bankruptcy | | | |
| Attached | 18 | Schedules recap - SubV test | | | |
| Attached | 19 | Promissory Note - Mustang NH LLC et al. (Griffin) | | | |
| Attached | 20 | Default Letter - note NH Mustang (Griffin) | | | |
| Attached | 21 | March 21 bank transfers to Seguin | | | |
| Docket | 100 | DIP 001 - draft of loan documents | | | |
| Docket | 101 | DIP 001 - PO payroll funding | | | |
| Docket | 102 | DIP 002 - draft loan documents | | | |
| Docket | 103 | DIP 002 - PO payroll funding | | | |
| | | <i>Any items on the docket in any of the RH cases.</i> | | | |
| | | <i>Any item designated by any other party.</i> | | | |
| | | <i>Rebuttal exhibits as necessary.</i> | | | |
| C:\Users\jcaruth\ND Office Echo\VAULT-C9SL72TY\master exhibit list 4878-6904-4407 v.1.xlsx\exhibitRH33-2024 | | | | | |

Cause No. 348-350696-24

ALLEON CAPITAL PARTNERS, LLC,

Plaintiff,

V.

**REMARKABLE HEALTHCARE OF
CARROLLTON, LP, REMARKABLE
HEALTHCARE OF DALLAS, LP,
REMARKABLE HEALTHCARE OF
FORT WORTH, LP, REMARKABLE
HEALTHCARE OF SEGUIN, LP, and
REMARKABLE HEALTHCARE, LLC.**

Defendants.

IN THE DISTRICT COURT

348TH JUDICIAL DISTRICT

TARRANT COUNTY, TEXAS

DEFENDANTS REMARKABLE HEALTHCARE OF CARROLLTON, LP, REMARKABLE HEALTHCARE OF SEGUIN, LP, REMARKABLE HEALTHCARE OF FORT WORTH, LP, AND REMARKABLE HEALTHCARE OF DALLAS, LP, AND REMARKABLE HEALTHCARE, LLC'S SUGGESTION OF BANKRUPTCY

Remarkable Healthcare of Carrollton, LP, Remarkable Healthcare of Seguin, LP, Remarkable Healthcare of Fort Worth, LP, Remarkable Healthcare of Dallas, LP, and Remarkable Healthcare, LLC (“Remarkable Healthcare”) file their *Suggestion of Bankruptcy*, and in support would show the Court as follows:

1. On March 20, 2024, Remarkable Healthcare of Carrollton, LP, Debtor filed a petition for relief under Chapter 11 of the United States Bankruptcy Code (Title 11) in Case Number 24-40605 currently pending in the United States Bankruptcy Court for the Eastern District of Texas. *See Exhibit 1.*

2. On March 20, 2024, Remarkable Healthcare of Seguin, LP, Debtor filed a petition for relief under Chapter 11 of the United States Bankruptcy Code (Title 11) in Case Number 24-40612, currently pending in the United States Bankruptcy Court for the Eastern District of Texas. *See Exhibit 2.*

3. On March 20, 2024, Remarkable Healthcare of Fort Worth, LP, Debtor filed a petition for relief under Chapter 11 of the United States Bankruptcy Code (Title 11) in Case Number 24-40610 currently pending in the United States Bankruptcy Court for the Eastern District of Texas. *See Exhibit 3.*
4. On March 20, 2024, Remarkable Healthcare of Dallas, LP, Debtor filed a petition for relief under Chapter 11 of the United States Bankruptcy Code (Title 11) in Case Number 24-40608 currently pending in the United States Bankruptcy Court for the Eastern District of Texas. *See Exhibit 4.*
5. On March 20, 2024, Remarkable Healthcare, LLC, Debtor filed a petition for relief under Chapter 11 of the United States Bankruptcy Code (Title 11) in Case Number 24-40611 currently pending in the United States Bankruptcy Court for the Eastern District of Texas. *See Exhibit 5.*
6. Defendants pray that Plaintiff and this Court take notice of this bankruptcy filing and of the automatic stay of 11 U.S.C. § 362.

Respectfully submitted,

THE MESSINA LAW FIRM, P.C.



Theodore J. Messina, III
State Bar No. 24041475
jmessina@messinalegal.com
David F. Freudiger
State Bar No. 07449300
david@messinalega.com
5910 N. Central Expy, Ste 1599
Dallas, TX 75206
Tel: 214-550-7444
Fax: 214-206-9593

ATTORNEYS FOR DEFENDANTS

CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that a true and correct copy of the foregoing document has been served in accordance with Texas Rules of Civil Procedure 21 and 21a upon all counsel of record on this Thursday, April 18, 2024.

via eFile:

Buffey E. Klein
buffey.klein@huschblackwell.com
JLynn Hamilton Butler
lynn.butler@huschblackwell.com
Amber Fly
amber.fly@huschblackwell.com
Husch Blackwell LLP
1900 N Pearl St, Ste 1800
Dallas, TX 75201
Tel: 214-999-6100
Fax: 214-999-6170

**ATTORNEYS FOR PLAINTIFF
ALLEON CAPITAL PARTNERS, LLC**



Theodore J. Messina, III

EXHIBIT 1

Fill in this information to identify the case:

United States Bankruptcy Court for the:

Eastern District of Texas
(State)

Case number (if known): Chapter 11

☐ Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Remarkable Healthcare of Carrollton, LP

2. All other names debtor used in the last 8 years

Include any assumed names, trade names, and *doing business* as names

3. Debtor's federal Employer Identification Number (EIN) 46 - 2265960

4. Debtor's address

Principal place of business

4501 Plano Parkway

Number Street

Carrollton TX 75010

City State ZIP Code

Denton

County

Mailing address, if different from principal place of business

Number Street

P.O. Box

City State ZIP Code

Location of principal assets, if different from principal place of business

Number Street

City State ZIP Code

5. Debtor's website (URL) https://www.remarkablehealthcare.net

Debtor Remarkable Healthcare of Carrollton, LP Case number (if known)

6. Type of debtor

- ☐ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
☒ Partnership (excluding LLP)
☐ Other. Specify: _____

7. Describe debtor's business

A. Check one:

- ☒ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☐ None of the above

B. Check all that apply:

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

8. Under which chapter of the Bankruptcy Code is the debtor filing?

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

Check one:

- ☐ Chapter 7
☐ Chapter 9
☒ Chapter 11. Check all that apply:

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☒ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, and it chooses to proceed under Subchapter V of Chapter 11. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11 (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

Debtor Remarkable Healthcare of Carrollton, LP Case number (if known)

Name

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

☐ No

☒ Yes.

District TXEB

When 11/02/23

Case number 23-42098

If more than 2 cases, attach a separate list.

District TXEB

When 02/12/2018

Case number 18-40295

MM / DD / YYYY

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

☐ No

☒ Yes.

Debtor See Schedule 1 attached

Relationship

District

When

MM / DD / YYYY

List all cases. If more than 1, attach a separate list.

Case number, if known

11. Why is the case filed in this district?

Check all that apply:

☒

Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.

☐

A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

☒ No

☐

Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

☐

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard?

☐

It needs to be physically secured or protected from the weather.

☐

It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

☐

Other

Where is the property?

Number

Street

City

State ZIP Code

Is the property insured?

☐

No

☐

Yes. Insurance agency

Contact name

Phone

Statistical and administrative information

Debtor Remarkable Healthcare of Carrollton, LP
Name

Case number (if known) _____

13. Debtor's estimation of available funds

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
☐ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

14. Estimated number of creditors

- | | | |
|---|--|--|
| <input type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input type="checkbox"/> 50-99 | <input type="checkbox"/> 5,001-10,000 | <input type="checkbox"/> 50,001-100,000 |
| <input checked="" type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |

15. Estimated assets

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

16. Estimated liabilities

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/20/2024
MM / DD / YYYY

X /s/Laurie Beth McPike
Signature of authorized representative of debtor
Title CEO

Laurie Beth McPike
Printed name

Debtor

Remarkable Healthcare of Carrollton, LP

Case number (if known)

18. Signature of attorney

X

/s/Liz Boydston

Signature of attorney for debtor

Date

03/20/2024

MM / DD / YYYY

Liz Boydston

Printed name

Gutnicki LLP

Firm name

10440 N. Central Expressway, Suite 800

Number Street

Dallas TX 75231

City State ZIP Code

469-895-4413

Contact phone

lboydston@gutnicki.com

Email address

24053684 TX

Bar number State

SCHEDULE 1

On the date hereof, each of the affiliated entities listed below, including the debtor in this chapter 11 (subchapter V) case (collectively, the “Debtors”), filed a petition in the United States Bankruptcy Court for the Eastern District of Texas for relief under chapter 11-subchapter V of the Bankruptcy Code. Contemporaneously with the filing of their petitions, the Debtors filed a motion requesting that the subchapter V of chapter 11 cases of the entities listed below be consolidated for procedural purposes only and jointly administered pursuant to Rule 1015(b) of the Federal Rules of Bankruptcy Procedure.

| Entity Name | EIN |
|---|------------|
| Remarkable Healthcare of Carrollton, LP | 46-2265960 |
| Remarkable Healthcare of Dallas, LP | 90-0833418 |
| Remarkable Healthcare of Fort Worth | 27-4371692 |
| Remarkable Healthcare of Seguin, LP | 27-3014566 |
| Remarkable Healthcare, LLC | 27-1665142 |

EXHIBIT 2

Fill in this information to identify the case:

United States Bankruptcy Court for the:

Eastern District of Texas
(State)

Case number (if known): Chapter 11

☐ Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Remarkable Healthcare of Seguin, LP

2. All other names debtor used in the last 8 years
Include any assumed names, trade names, and doing business as names

3. Debtor's federal Employer Identification Number (EIN) 27 - 3014566

4. Debtor's address
Principal place of business
1339 Eastwood Drive
Number Street

Mailing address, if different from principal place of business

Number Street

P.O. Box

Seguin TX 78155
City State ZIP Code

City State ZIP Code

Location of principal assets, if different from principal place of business

Guadalupe
County

Number Street

City State ZIP Code

5. Debtor's website (URL) https://www.remarkablehealthcare.net

Debtor Remarkable Healthcare of Seguin, LP Case number (if known)

6. Type of debtor

- ☐ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
☒ Partnership (excluding LLP)
☐ Other. Specify: _____

7. Describe debtor's business

A. Check one:

- ☒ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☐ None of the above

B. Check all that apply:

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

6 2 3 1

8. Under which chapter of the Bankruptcy Code is the debtor filing?

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

Check one:

- ☐ Chapter 7
☐ Chapter 9
☒ Chapter 11. Check all that apply:

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☒ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, and it chooses to proceed under Subchapter V of Chapter 11. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11 (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

- ☐ Chapter 12

Debtor Remarkable Healthcare of Seguin, LP Case number (if known) _____
Name

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

☐ No

☒ Yes. District TXEB When 11/02/23 Case number 23-42101
MM / DD / YYYY
District TXEB When 02/12/2018 Case number 18-40298
MM / DD / YYYY

If more than 2 cases, attach a separate list.

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

☐ No

☒ Yes. Debtor See attached Schedule 1 Relationship _____
District TXEB When 03/20/24
MM / DD / YYYY
Case number, if known _____

List all cases. If more than 1, attach a separate list.

11. Why is the case filed in this district?

Check all that apply:

☐ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.

☒ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

☒ No

☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? _____

☐ It needs to be physically secured or protected from the weather.

☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

☐ Other _____

Where is the property?

Number _____ Street _____

City _____ State ZIP Code _____

Is the property insured?

☐ No

☐ Yes. Insurance agency _____

Contact name _____

Phone _____

Statistical and administrative information

Debtor Remarkable Healthcare of Seguin, LP
Name

Case number (if known) _____

13. Debtor's estimation of available funds

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
☐ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

14. Estimated number of creditors

- | | | |
|---|--|--|
| <input type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input type="checkbox"/> 50-99 | <input type="checkbox"/> 5,001-10,000 | <input type="checkbox"/> 50,001-100,000 |
| <input checked="" type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |

15. Estimated assets

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

16. Estimated liabilities

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/20/2024
MM / DD / YYYY

 /s/Laurie Beth McPike

Signature of authorized representative of debtor


Title CEO

Laurie Beth McPike

Printed name

Debtor Remarkable Healthcare of Seguin, LP Case number (if known)

18. Signature of attorney

 /s/Liz Boydston
Signature of attorney for debtor

Date 03/20/2024
MM / DD / YYYY

Liz Boydston

Printed name

Gutnicki LLP

Firm name

10440 N. Central Expressway, Suite 800

Number Street

Dallas

City

TX 75231

State ZIP Code

469-895-4413

Contact phone

lboydston@gutnicki.com

Email address

24053684

Bar number

TX

State

SCHEDULE 1

On the date hereof, each of the affiliated entities listed below, including the debtor in this chapter 11 (subchapter V) case (collectively, the “Debtors”), filed a petition in the United States Bankruptcy Court for the Eastern District of Texas for relief under chapter 11-subchapter V of the Bankruptcy Code. Contemporaneously with the filing of their petitions, the Debtors filed a motion requesting that the subchapter V of chapter 11 cases of the entities listed below be consolidated for procedural purposes only and jointly administered pursuant to Rule 1015(b) of the Federal Rules of Bankruptcy Procedure.

| Entity Name | EIN |
|---|------------|
| Remarkable Healthcare of Carrollton, LP | 46-2265960 |
| Remarkable Healthcare of Dallas, LP | 90-0833418 |
| Remarkable Healthcare of Fort Worth | 27-4371692 |
| Remarkable Healthcare of Seguin, LP | 27-3014566 |
| Remarkable Healthcare, LLC | 27-1665142 |

EXHIBIT 3

Fill in this information to identify the case:

United States Bankruptcy Court for the:

Eastern District of Texas
(State)

Case number (if known): Chapter 11

☐ Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Remarkable Healthcare of Fort Worth, LP

2. All other names debtor used in the last 8 years

Include any assumed names, trade names, and *doing business* as names

3. Debtor's federal Employer Identification Number (EIN) 27 - 4371692

4. Debtor's address

Principal place of business

Mailing address, if different from principal place of business

6649 N. Riverside Drive

Number Street

Number Street

P.O. Box

Fort Worth TX 76137

City State ZIP Code

City State ZIP Code

Location of principal assets, if different from principal place of business

Tarrant

County

Number Street

City State ZIP Code

5. Debtor's website (URL) <https://www.remarkablehealthcare.net>

Debtor Remarkable Healthcare of Fort Worth, LP Case number (if known)

6. Type of debtor

- ☐ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
☒ Partnership (excluding LLP)
☐ Other. Specify: _____

7. Describe debtor's business

A. Check one:

- ☒ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☐ None of the above

B. Check all that apply:

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

6 2 3 1

8. Under which chapter of the Bankruptcy Code is the debtor filing?

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

Check one:

- ☐ Chapter 7
☐ Chapter 9
☒ Chapter 11. Check all that apply:

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☒ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, and it chooses to proceed under Subchapter V of Chapter 11. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

- ☐ Chapter 12

Debtor Remarkable Healthcare of Fort Worth, LP Case number (if known) _____
Name

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

☐ No

☒ Yes. District TXEB When 11/02/23 Case number 23-42100
MM / DD / YYYY
District TXEB When 02/12/2018 Case number 18-40297
MM / DD / YYYY

If more than 2 cases, attach a separate list.

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

☐ No

☒ Yes. Debtor See attached Schedule 1 Relationship _____
District TXEB When 03/20/24
MM / DD / YYYY
Case number, if known _____

List all cases. If more than 1, attach a separate list.

11. Why is the case filed in this district?

Check all that apply:

- ☐ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☒ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

☒ No

☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.
What is the hazard? _____
- ☐ It needs to be physically secured or protected from the weather.
- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
- ☐ Other _____

Where is the property?

Number _____ Street _____
City _____ State ZIP Code _____

Is the property insured?

☐ No

☐ Yes. Insurance agency _____

Contact name _____

Phone _____

Statistical and administrative information

Debtor Remarkable Healthcare of Fort Worth, LP
Name

Case number (if known) _____

13. Debtor's estimation of available funds

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
☐ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

14. Estimated number of creditors

- | | | |
|---|--|--|
| <input type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input type="checkbox"/> 50-99 | <input type="checkbox"/> 5,001-10,000 | <input type="checkbox"/> 50,001-100,000 |
| <input checked="" type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |

15. Estimated assets

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

16. Estimated liabilities

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/20/2024
MM / DD / YYYY

X /s/Laurie Beth McPike
Signature of authorized representative of debtor
Title CEO

Laurie Beth McPike
Printed name

Debtor Remarkable Healthcare of Fort Worth, LP Case number (if known)

Name

18. Signature of attorney

X /s/Liz Boydston
Signature of attorney for debtor

Date 03/20/2024
MM / DD / YYYY

Liz Boydston

Printed name

Gutnicki LLP

Firm name

10440 N. Central Expressway, Suite 800

Number Street

Dallas

City

TX 75231

State ZIP Code

469-895-4413

Contact phone

lboydston@gutnicki.com

Email address

24053684

Bar number

TX

State

SCHEDULE 1

On the date hereof, each of the affiliated entities listed below, including the debtor in this chapter 11 (subchapter V) case (collectively, the “Debtors”), filed a petition in the United States Bankruptcy Court for the Eastern District of Texas for relief under chapter 11-subchapter V of the Bankruptcy Code. Contemporaneously with the filing of their petitions, the Debtors filed a motion requesting that the subchapter V of chapter 11 cases of the entities listed below be consolidated for procedural purposes only and jointly administered pursuant to Rule 1015(b) of the Federal Rules of Bankruptcy Procedure.

| Entity Name | EIN |
|---|------------|
| Remarkable Healthcare of Carrollton, LP | 46-2265960 |
| Remarkable Healthcare of Dallas, LP | 90-0833418 |
| Remarkable Healthcare of Fort Worth | 27-4371692 |
| Remarkable Healthcare of Seguin, LP | 27-3014566 |
| Remarkable Healthcare, LLC | 27-1665142 |

EXHIBIT 4

Fill in this information to identify the case:

United States Bankruptcy Court for the:

Eastern District of Texas
(State)

Case number (if known): Chapter 11

☐ Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Remarkable Healthcare of Dallas, LP

2. All other names debtor used in the last 8 years
Include any assumed names, trade names, and doing business as names

3. Debtor's federal Employer Identification Number (EIN) 90 - 0833418

4. Debtor's address
Principal place of business
3350 Bonnie View Road
Number Street

Mailing address, if different from principal place of business

Number Street

P.O. Box

Dallas TX 75216
City State ZIP Code

City State ZIP Code

Location of principal assets, if different from principal place of business

Dallas
County

Number Street

City State ZIP Code

5. Debtor's website (URL) https://www.remarkablehealthcare.net

Debtor Remarkable Healthcare of Dallas, LP Case number (if known)

Name

6. Type of debtor

- ☐ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
☒ Partnership (excluding LLP)
☐ Other. Specify: _____

7. Describe debtor's business

A. Check one:

- ☒ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☐ None of the above

B. Check all that apply:

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

6 2 3 1

8. Under which chapter of the Bankruptcy Code is the debtor filing?

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

Check one:

- ☐ Chapter 7
☐ Chapter 9
☒ Chapter 11. Check all that apply:

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☒ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, and it chooses to proceed under Subchapter V of Chapter 11. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

- ☐ Chapter 12

Debtor Remarkable Healthcare of Dallas, LP Case number (if known) _____
Name

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

☐ No

☒ Yes.

District TXEB

When 11/02/23

Case number 23-42099

MM / DD / YYYY

If more than 2 cases, attach a separate list.

District TXEB

When 02/12/2018

Case number 18-40296

MM / DD / YYYY

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

☐ No

☒ Yes.

Debtor See attached Schedule 1

Relationship _____

District TXEB

When

03/20/24

MM / DD / YYYY

List all cases. If more than 1, attach a separate list.

Case number, if known _____

11. Why is the case filed in this district?

Check all that apply:

☐

Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.

☒

A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

☒ No

☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

☐

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? _____

☐

It needs to be physically secured or protected from the weather.

☐

It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

☐

Other _____

Where is the property?

Number

Street

City

State ZIP Code

Is the property insured?

☐

No

☐

Yes. Insurance agency _____

Contact name

Phone

Statistical and administrative information

Debtor Remarkable Healthcare of Dallas, LP
Name

Case number (if known) _____

13. Debtor's estimation of available funds

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
☐ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

14. Estimated number of creditors

- | | | |
|---|--|--|
| <input type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input type="checkbox"/> 50-99 | <input type="checkbox"/> 5,001-10,000 | <input type="checkbox"/> 50,001-100,000 |
| <input checked="" type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |

15. Estimated assets

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

16. Estimated liabilities

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/20/2024
MM / DD / YYYY

X /s/Laurie Beth McPike
Signature of authorized representative of debtor
Title CEO

Laurie Beth McPike
Printed name

Debtor Remarkable Healthcare of Dallas, LP Case number (if known)

18. Signature of attorney

/s/Liz Boydston
Signature of attorney for debtor

Date 03/20/2024
MM / DD / YYYY

Liz Boydston
Printed name
Gutnicki LLP
Firm name
10440 N. Central Expressway, Suite 800
Number Street
Dallas TX 75231
City State ZIP Code
469-895-4413 lboydston@gutnicki.com
Contact phone Email address
24053684 TX
Bar number State

SCHEDULE 1

On the date hereof, each of the affiliated entities listed below, including the debtor in this chapter 11 (subchapter V) case (collectively, the “Debtors”), filed a petition in the United States Bankruptcy Court for the Eastern District of Texas for relief under chapter 11-subchapter V of the Bankruptcy Code. Contemporaneously with the filing of their petitions, the Debtors filed a motion requesting that the subchapter V of chapter 11 cases of the entities listed below be consolidated for procedural purposes only and jointly administered pursuant to Rule 1015(b) of the Federal Rules of Bankruptcy Procedure.

| Entity Name | EIN |
|---|------------|
| Remarkable Healthcare of Carrollton, LP | 46-2265960 |
| Remarkable Healthcare of Dallas, LP | 90-0833418 |
| Remarkable Healthcare of Fort Worth | 27-4371692 |
| Remarkable Healthcare of Seguin, LP | 27-3014566 |
| Remarkable Healthcare, LLC | 27-1665142 |

EXHIBIT 5

Fill in this information to identify the case:

United States Bankruptcy Court for the:

Eastern District of Texas
(State)

Case number (if known): Chapter 11

☐ Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Remarkable Healthcare, LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names, and *doing business* as names

3. Debtor's federal Employer Identification Number (EIN) 27 - 1665142

4. Debtor's address

Principal place of business

904 Emerald Boulevard
Number Street

Southlake TX 76092
City State ZIP Code

Tarrant
County

Mailing address, if different from principal place of business

Number Street

P.O. Box

City State ZIP Code

Location of principal assets, if different from principal place of business

Number Street

City State ZIP Code

5. Debtor's website (URL) https://www.remarkablehealthcare.net

Debtor Remarkable Healthcare, LLC Case number (if known)

Name

6. Type of debtor

- ☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
☐ Partnership (excluding LLP)
☐ Other. Specify: _____

7. Describe debtor's business

A. Check one:

- ☒ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☐ None of the above

B. Check all that apply:

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

6 2 3 1

8. Under which chapter of the Bankruptcy Code is the debtor filing?

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

Check one:

- ☐ Chapter 7
☐ Chapter 9
☒ Chapter 11. Check all that apply:

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☒ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, and it chooses to proceed under Subchapter V of Chapter 11. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

- ☐ Chapter 12

Debtor Remarkable Healthcare, LLC Case number (if known) _____
Name

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

☐ No

☒ Yes.

District TXEB

When 11/02/23

Case number 23-42102

If more than 2 cases, attach a separate list.

District TXEB

When 02/12/2018

Case number 18-40300

MM / DD / YYYY

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

☐ No

☒ Yes.

Debtor See attached Schedule 1

Relationship _____

District TXEB

When

03/20/24

MM / DD / YYYY

List all cases. If more than 1, attach a separate list.

Case number, if known _____

11. Why is the case filed in this district?

Check all that apply:

☐

Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.

☒

A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

☒ No

☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

☐

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? _____

☐

It needs to be physically secured or protected from the weather.

☐

It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

☐

Other _____

Where is the property?

Number

Street

City

State ZIP Code

Is the property insured?

☐

No

☐

Yes. Insurance agency _____

Contact name

Phone

Statistical and administrative information

Debtor Remarkable Healthcare, LLC Case number (if known) _____
Name

13. Debtor's estimation of available funds

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
☐ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

14. Estimated number of creditors

- | | | |
|---|--|--|
| <input type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input type="checkbox"/> 50-99 | <input type="checkbox"/> 5,001-10,000 | <input type="checkbox"/> 50,001-100,000 |
| <input checked="" type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |

15. Estimated assets

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

16. Estimated liabilities

- | | | |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/20/2024
MM / DD / YYYY

x /s/Laurie Beth McPike

Signature of authorized representative of debtor

Title CEO

Laurie Beth McPike

Printed name

Debtor Remarkable Healthcare of Seguin, LP Case number (if known)

18. Signature of attorney

/s/Liz Boydston
Signature of attorney for debtor

Date 03/20/2024
MM / DD / YYYY

Liz Boydston

Printed name

Gutnicki LLP

Firm name

10440 N. Central Expressway, Suite 800

Number Street

Dallas

City

TX 75231

State ZIP Code

469-895-4413

Contact phone

lboydston@gutnicki.com

Email address

24053684

Bar number

TX

State

SCHEDULE 1

On the date hereof, each of the affiliated entities listed below, including the debtor in this chapter 11 (subchapter V) case (collectively, the “Debtors”), filed a petition in the United States Bankruptcy Court for the Eastern District of Texas for relief under chapter 11-subchapter V of the Bankruptcy Code. Contemporaneously with the filing of their petitions, the Debtors filed a motion requesting that the subchapter V of chapter 11 cases of the entities listed below be consolidated for procedural purposes only and jointly administered pursuant to Rule 1015(b) of the Federal Rules of Bankruptcy Procedure.

| Entity Name | EIN |
|---|------------|
| Remarkable Healthcare of Carrollton, LP | 46-2265960 |
| Remarkable Healthcare of Dallas, LP | 90-0833418 |
| Remarkable Healthcare of Fort Worth | 27-4371692 |
| Remarkable Healthcare of Seguin, LP | 27-3014566 |
| Remarkable Healthcare, LLC | 27-1665142 |

| | C | D | E | F |
|----|--|----------------|-----------------|------------------|
| 1 | EXHIBIT K018 | | | |
| 2 | Remarkable Schedules Recap 20240423 | | | |
| 3 | Debtor | Secured | Priority | Unsecured |
| 4 | | | | |
| 5 | RH - Sched. DEF totals | 2,400,000 | 0 | 13,596 |
| 6 | <i>less disputed</i> | | | |
| 7 | Alleon Capital Partners (disputed) | (2,400,000) | | |
| 8 | <i>add POCs</i> | | | |
| 9 | POC 1 - Medixcar, LLC | | | 251,925 |
| 10 | POC 2 - AmEx | | | 3,047 |
| 11 | POC 3 - AmEx | | | 39,944 |
| 12 | POC 4 - IRS | | 26,505 | 26,505 |
| 13 | POC 5 - A Lawn and Landcare | | | 13,650 |
| 14 | | | | |
| 15 | RH-C - Sched. DEF totals | 2,400,000 | 0 | 1,175,788 |
| 16 | <i>less disputed</i> | | | |
| 17 | Alleon Capital Partners | (2,400,000) | | |
| 18 | Care Trips LLC | | | (21,362) |
| 19 | Carrington Coleman | | | (4,497) |
| 20 | Crown Shields Transport, LLC | | | (2,512) |
| 21 | Direct Energy Business | | | (53,029) |
| 22 | Griffin Properties | | | (363,319) |
| 23 | <i>add POCs</i> | | | |
| 24 | POC 1 - County of Denton | 14,485 | | |
| 25 | POC 2 - City of Carrollton | 38,481 | | |
| 26 | POC 3 - Lewisville ISD | 78,533 | | |
| 27 | POC 4 - Medixcar, LLC | | | 24,089 |
| 28 | POC 5 - American express | | | 30,705 |
| 29 | POC 6 - More Power Vent Cleaning | | | 1,137 |
| 30 | POC 7 - IRS | | 89,260 | |
| 31 | POC 8 - Atmos | | | 9,302 |
| 32 | KRS Carrollton LLC | | | 934,604 |
| 33 | | | | |
| 34 | RH-D - Sched. DEF totals | 2,400,000 | 0 | 1,140,358 |
| 35 | <i>less disputed</i> | | | |
| 36 | Alleon Capital Partners (disputed) | (2,400,000) | | |
| 37 | Care Trips LLC | | | (48,503) |
| 38 | Carrington Coleman | | | (4,497) |
| 39 | Crown Shields Transport, LLC | | | (2,719) |
| 40 | Engie Resources | | | (131,864) |
| 41 | Griffin Properties | | | (193,335) |
| 42 | Medixcar LLC | | | (60,246) |
| 43 | <i>add POCs</i> | | | |

| | C | D | E | F |
|----|--|----------------|-----------------|------------------|
| 1 | EXHIBIT K018 | | | |
| 2 | Remarkable Schedules Recap 20240423 | | | |
| 3 | Debtor | Secured | Priority | Unsecured |
| 44 | POC 1 - Dallas County | 4,267 | | |
| 45 | POC 2 - MedixCar LLC | | | 115,319 |
| 46 | POC 3 - AmEx | | | 22,465 |
| 47 | POC 4 - IRS | | 106,110 | |
| 48 | KRS Dallas LLC | | | 807,101 |
| 49 | | | | |
| 50 | RH-FW - Sched. DEF totals | 2,400,000 | 0 | 1,251,961 |
| 51 | <i>less disputed</i> | | | |
| 52 | Alleon Capital Partners (disputed) | (2,400,000) | | |
| 53 | Carrington Coleman | | | (4,997) |
| 54 | Griffin Properties | | | (246,123) |
| 55 | Medixcar LLC | | | (56,442) |
| 56 | <i>add POCs</i> | | | |
| 57 | POC 1 - Tarrant County | 194,469 | | |
| 58 | POC 2 - MedixCar, LLC | | | 112,517 |
| 59 | POC 3 - Stacey Wampler... | | | 64,583 |
| 60 | POC 4 - IRS | | 257,542 | |
| 61 | POC 5 - THHSC | 0 | | |
| 62 | KRS Fort Worth LLC | | | 834,513 |
| 63 | | | | |
| 64 | RH-S - DEF totals | 2,400,000 | 0 | 743,242 |
| 65 | <i>less disputed</i> | | | |
| 66 | Alleon Capital Partners (disputed) | (2,400,000) | | |
| 67 | Carrington Coleman | | | (4,497) |
| 68 | Griffin Properties | | | (190,326) |
| 69 | New Source Medical | | | (63,267) |
| 70 | <i>add POCs</i> | | | |
| 71 | POC 1 - County of Guadalupe | 1,826 | | |
| 72 | POC 2 - AmEx | | | 69,627 |
| 73 | POC 3 - IRS | | 116,157 | |
| 74 | KRS Seguin LLC | | | 573,693 |
| 75 | POC 4 - THHSC | 0 | | |
| 76 | add back Griffin totals | | | 993,103 |
| 77 | TOTAL BY CATEGORY | 332,061 | 595,573 | 7,801,242 |
| 78 | GRAND TOTAL | | | 8,728,876 |

PROMISSORY NOTE

Effective Date: May 31, 2019

Makers: Remarkable Healthcare of Carrollton, LP (“RHC”);
Remarkable Healthcare of Dallas, LP (“RHD”);
Remarkable Healthcare of Fort Worth, LP (“RHFW”); and
Remarkable Healthcare of Seguin, LP (“RHS”)

Makers’ Mailing Address: c/o Mark A. Castillo
Curtis | Castillo, P.C.
901 Main St., Ste. 6515
Dallas, Texas 75202

Payees: Mustang NH, LLC (“Mustang”);
GMP Dallas NH, LLC (“GMP”);
WAG Development, Ltd. (“WAG”); and
Guadalupe NH Development, Ltd. (“Guadalupe”)

Payees’ Mailing Address: c/o J. Seth Moore
Condon Tobin Sladek Thornton, PLLC
8080 Park Ln., Ste. 700
Dallas, Texas 75231

1. Agreements of Makers and Payees

RHC promises to pay to the order of Mustang \$551,876.58 (the “RHC Cure Amount”); RHD promises to pay to the order of GMP \$297,438.67 (the “RHD Cure Amount”); RHFW promises to pay to the order of WAG \$378,650.20 (the “RHFW Cure Amount”); and RHS promises to pay to the order of Guadalupe \$292,811.13 (the “RHS Cure Amount” and together with RHC Cure Amount, RHD Cure Amount, and RHFW Cure Amount the “Cure”).

In return, Payees agree to accept these payments in full and complete satisfaction of their Cure claims allowed in the bankruptcy cases collectively numbered 18-40295, styled *In the Matter of Remarkable Healthcare of Carrollton, LP, et. al.*, a consolidated, jointly administered Chapter 11 bankruptcy proceeding in the Bankruptcy Court of the Eastern District of Texas, Sherman Division (the “Bankruptcy Case”). Makers are required to pay such cure claims in order to assume the Leases (defined below) under Section 365 of the Bankruptcy Code and Makers’ proposed joint Chapter 11 Reorganization Plan.

2. Terms of Payment

For value received, Makers each promise to pay their respective obligations described in paragraph 1, *supra*, in consecutive monthly installments over a ten (10) year period which shall begin six (6) months after the Effective Date of this Note. The payments due hereunder shall be considered additional rent due under the Leases (defined below).

3. Time and Place for Installment Payments

Any payment made by any Maker under this Promissory Note shall be delivered to Payees at the same time and in the same manner as the rent due to Payees pursuant to i) Lease Agreement by and between Mustang and RHC dated March 13, 2013 (the “RHC Lease”); ii) Lease Agreement by and between GMP and RHD dated March 9, 2012 (the “RHD Lease”); iii) Lease Agreement by and between WAG and RHFW dated December 13, 2010 (the “RHFW Lease”) and iv) Lease Agreement by and between Guadalupe and LBJM, LLC dated July 8, 2010 (the “RHS Lease” and together with RHC Lease, RHD Lease, and RHFW Lease, the “Leases”). Payments due hereunder shall be considered additional rent due under the Leases.

3. Guaranty

This Promissory Note is secured by the Personal Guaranty attached hereto as Exhibit “1” and which is incorporated herein for all purposes, which Personal Guaranty is meant to acknowledge and confirm the guarantors ongoing guaranty obligations under the Leases and that those guaranty obligations under the Leases apply to the payments due hereunder

4. Default/Landlord’s Lien

Payments due under this Promissory Note shall be considered additional rent under the Leases and shall be subject to all provisions of the Leases, including but not limited to those provisions governing default and landlord's lien.

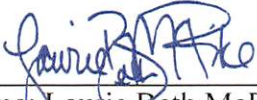
5. Conditional Effectiveness

In the event Makers' Bankruptcy Court fails to confirm the Makers' proposed joint Chapter 11 Reorganization Plan and such Plan is not made effective, this Promissory Note and all Exhibit(s) herein, including the Personal Guaranty Agreement, are null and void.

Signed and accepted by Makers and Payees on this 10th day of May, 2019:

[Signatures to follow]

MAKER: Remarkable Healthcare of Carrollton, LP

Signed: 
Print Name: Laurie Beth McPike
Title: Chief Executive Officer
Date: May 10, 2019

MAKER: Remarkable Healthcare of Dallas, LP

Signed: 
Print Name: Laurie Beth McPike
Title: Chief Executive Officer
Date: May 10, 2019

MAKER: Remarkable Healthcare of Fort Worth, LP


Signed: 
Print Name: Laurie Beth McPike
Title: Chief Executive Officer
Date: May 10, 2019

MAKER: Remarkable Healthcare of Seguin, LP


Signed: 
Print Name: Laurie Beth McPike
Title: Chief Executive Officer
Date: May 10, 2019

[Additional signatures to follow]


NOTEHOLDER AND PAYEE: Mustang NH, LLC

Signed: 
Print Name: Rick Griffin
Title: Manager
Date: May 10, 2019

NOTEHOLDER AND PAYEE: GMP Dallas NH, LLC

Signed: 
Print Name: Rick Griffin
Title: Manager
Date: May 10, 2019

NOTEHOLDER AND PAYEE: WAG Development, Ltd.

Signed: 
Print Name: Rick Griffin
Title: Manager

v.

Date: May 10, 2019

NOTEHOLDER AND PAYEE: Guadalupe NH Development, Ltd.

Signed: 

Print Name: Rick Griffin

Title: Manager

Date: May 10, 2019

EXHIBIT 1
PERSONAL GUARANTY AGREEMENT

THIS GUARANTY (the "Agreement"), the Effective Date of which is May 31, 2019, is between Jon McPike ("J. McPike"), Laurie Beth McPike ("L. McPike") (J. McPike and L. McPike shall hereinafter be collectively referred to as the "Guarantors"), as Guarantors, and the Beneficiaries, who are Mustang NH, LLC ("Mustang"), GMP Dallas NH, LLC ("GMP"), WAG Development, Ltd. ("WAG"), and Guadalupe NH Development, Ltd. ("Guadalupe") (Mustang, GMP, WAG, and Guadalupe shall hereinafter be collectively referred to as the "Beneficiaries").

Recitals

WHEREAS, Remarkable Healthcare of Carrollton, LP ("RHC"), Remarkable Healthcare of Dallas, LP ("RHD"), Remarkable Healthcare of Fort Worth, LP ("RHFW"), and Remarkable Healthcare of Seguin, LP ("RHS") (RHC, RHD, RHFW, and RHS shall hereinafter be collectively referred to as the "Debtors") are scheduled for confirmation of a proposed Reorganization Plan of the Debtors, the confirmation of which is to be decided at oral hearing on May 13, 2019 in cause number 18-40295, styled *In the Matter of Remarkable Healthcare of Carrollton, LP, et. al.*, a consolidated, jointly administered Chapter 11 bankruptcy proceeding in the Bankruptcy Court of the Eastern District of Texas, Sherman Division (the "Bankruptcy Case").

WHEREAS, the Guarantors have guaranteed the obligations of Makers under the Leases, including the Cure, and are willing to execute this Agreement to confirm their ongoing guaranty obligations under the Leases

Agreement

NOW, THEREFORE, Guarantors hereby unconditionally, irrevocably, confirm, acknowledge, and restate their guaranty obligations under the Leases and confirm and

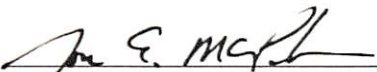
acknowledge that the payment of the Cure under the Promissory Note shall be treated as additional rent due under the Leases to which their ongoing guaranty obligations apply..

FURTHERMORE, in the event the Reorganization Plan is not confirmed in the Bankruptcy Case, this Agreement is null and void.

Signed and accepted by Guarantors and Beneficiaries on this 10th day of May, 2019:

[Signatures to follow]

JON MCPIKE

Signed: 

Date: May 10, 2019

LAURIE BETH MCPIKE

Signed: 

Date: May 10, 2019

Mustang NH, LLC

Signed: 

Print Name: Rick Griffin

Title: Manager

Date: May 10, 2019

GMP Dallas NH, LLC

Signed: 

Print Name: Rick Griffin

v.

Title: Manager

Date: May 10, 2019

[additional signatures to follow]

WAG Development, Ltd.

Signed: Rick Griffin

Print Name: Rick Griffin

Title: Manager

Date: May 10, 2019

Guadalupe NH Development, Ltd.

Signed: Rick Griffin

Print Name: Rick Griffin

Title: Manager

Date: May 10, 2019

September 6, 2023

EXHIBIT K020

Via Certified Mail; RRR

Laurie Beth McPike
Remarkable Healthcare
904 Emerald Blvd.
Southlake, TX 76092

Re: Promissory Note dated May 31, 2019 (the “**Note**”), made by Remarkable Healthcare of Carrollton, LP, Remarkable Healthcare of Fort Worth, LP, Remarkable Healthcare of Dallas, LP, and Remarkable Healthcare of Seguin, LP (collectively, “**RHC**”) in favor of Mustang NH, LLC, WAG Development, Ltd., GMP Dallas NH, Ltd., and Guadalupe NH Development, Ltd. (collectively, “**Payee**”);

Guaranty dated March 13, 2013 (“**Guaranty**”), by Jon E. McPike, Laurie Beth McPike, and Remarkable Healthcare, LLC (collectively, “**Guarantor**”).

Dear Ms. McPike:

Our firm represents Payee with respect to the Note. This letter is being provided on behalf of Payee to demand that RHC comply with the terms of the Note with regard to payments currently due and owing to Payee thereunder.

Note

RHC has failed to timely pay its monthly payments due under the Note. Consequently, RHC is in default under the Note. Notwithstanding the provisions of Section 2 of the Note, the Note is hereby accelerated as of the date of this letter. Demand is hereby made that RHC remit the total amount due under the Note to Payee within fifteen (15) days from the date of this letter (the “**Remittance Deadline**”). The current total amount due is **\$995,867.80**, representing the sum of \$993,103.21 (the combined principal balance due) + \$2,764.59 (late fee of five percent [5%]). If RHC should fail to pay to Payee all such sums in collectible funds on or before the Remittance Deadline, Payee intends to commence the exercise of its rights and remedies under the Note, which include the right to default under the four nursing home leases.

No Waiver

This letter shall not constitute a waiver or relinquishment of any other rights or remedies that may be available to Payee under the Note, or at law or in equity, all of which are hereby reserved to Payee, nor shall this letter constitute a release or waiver of any of Guarantor’s obligations under the Guaranty.

If you have any questions with respect to the foregoing, please contact Richard B. Griffin II, at (479) 783-5191 or the undersigned at (512) 404-2234.

Sincerely,



Talley J. Williams


ACKNOWLEDGED AND AGREED TO:

MUSTANG NH, LLC,
a Texas limited liability company

By: 
Rick Griffin, Manager


WAG Development, Ltd.,
a Texas limited partnership

By: HC Nursing Home, LLC,
a Texas limited liability company,
its general partner

By: 
Rick Griffin, Manager


GMP Dallas NH, Ltd.,
a Texas limited partnership

By: HC Nursing Home, LLC,
a Texas limited liability company,
its general partner

By: 
Rick Griffin, Manager

Guadalupe NH Development, Ltd.,
a Texas limited partnership

By: HC Nursing Home, LLC,
a Texas limited liability company,
its general partner

By: 
Rick Griffin, Manager

With copies via certified mail to Guarantors:

Jon E. McPike

Laurie Beth McPike

Remarkable Healthcare, LLC

EXHIBIT K021 – March 21 wire transfers

| TRC Number | Account | Account T | Account Name | Post Date | Reference | Additional | Amount | Facility | Description | Type | Text |
|------------|---------|-----------|----------------------|-----------|-----------------------|------------|---------------|-------------------------------------|---------------|------|--------------------------------|
| -3576 | -8753 | Checking | REMARKABLE SERVICING | 3/21/2024 | REMARKABLE HEALTHCARE | 1 | \$7,099.76 | Remarkable HealthCare of Dallas | INCOMING WIRE | Wire | REF# 20240321B6B7261F000559032 |
| -3576 | -8753 | Checking | REMARKABLE SERVICING | 3/21/2024 | REMARKABLE HEALTHCARE | 1 | \$18,526.60 | Remarkable HealthCare of Fort Worth | INCOMING WIRE | Wire | REF# 20240321B6B7261F000567032 |
| -3576 | -8753 | Checking | REMARKABLE SERVICING | 3/21/2024 | REMARKABLE HEALTHCARE | 1 | \$36,371.76 | Remarkable HealthCare of Seguin | INCOMING WIRE | Wire | REF# 20240321B6B7261F000564032 |
| -3576 | -8753 | Checking | REMARKABLE SERVICING | 3/21/2024 | REMARKABLE HEALTHCARE | 1 | \$58,187.36 | Remarkable HealthCare of Carrollton | INCOMING WIRE | Wire | REF# 20240321B6B7261F000558032 |
| -3576 | -8753 | Checking | REMARKABLE SERVICING | 3/21/2024 | Remarkable Healthcar | 1 | (\$7,099.76) | | OUTGOING WIRE | Wire | REF# 20240321B6B7261F003348TO: |
| -3576 | -8753 | Checking | REMARKABLE SERVICING | 3/21/2024 | Remarkable Healthcar | 1 | (\$18,526.60) | | OUTGOING WIRE | Wire | REF# 20240321B6B7261F003354TO: |
| -3576 | -8753 | Checking | REMARKABLE SERVICING | 3/21/2024 | Remarkable Healthcar | 1 | (\$36,371.76) | | OUTGOING WIRE | Wire | REF# 20240321B6B7261F003349TO: |
| -3576 | -8753 | Checking | REMARKABLE SERVICING | 3/21/2024 | Remarkable Healthcar | 1 | (\$58,187.36) | | OUTGOING WIRE | Wire | REF# 20240321B6B7261F003353TO: |